



The Corporation of the Town of Tecumseh

Community & Recreation Services

To: Mayor and Members of Council

From: Beth Gignac, Director Community & Recreation Services

Date to Council: July 23, 2024

Report Number: CRS-2024-18

Subject: Town of Tecumseh Parking Lots

Recommendations

It is recommended:

That Report CRS-2024-18 Town of Tecumseh Parking Lots be **received**;

And that amendments to Traffic By-Law 2001-36 permitting the issuance of fines and/or penalties ("tickets") for parking in restricted areas of Town parking lots **be proposed for Council's consideration at a future meeting**.

Background

The following resolution was passed at the regular Council meeting of June 25, 2024:

RCM 156/24

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Alicia Higgison

Whereas parking at the CADA Library Parking Lot currently has general signage identifying the parking lot as being for the use of the library;

And Whereas despite such signage the parking lot during CADA library hours of operation continues to also be used by non-staff and non-patrons of the library

which has resulted in shortages of available parking for library staff and patrons during library hours of operation;

And whereas the current signage at the parking lot does not:

- i. designate or identify dedicated parking spots for Library staff and patrons;
- ii. identify particular hours as being for Library staff or patrons only; and
- iii. identify or reference the fact that parking in violation thereof may result or be subject to fines

Now Therefore Be It Hereby Resolved:

That Administration in consultation with Library staff take such reasonable steps as may be required to better identify a certain number of designated parking spots as being for library staff and patrons only; and

Further that Administration review the current Traffic By-Law 2001-36 pertaining to enforceability in regards to those designated parking spots so as to better promote compliance.

Carried

Comments

Administration has reviewed both the existing signage at the subject location and the current provisions of Traffic By-Law 2001-36.

Administration has also reviewed the current Lease Agreement between the Town of Tecumseh and the Essex County Library Board. This Agreement identifies 17 parking stalls dedicated for Library patrons located on the eastern edge of the public parking lot adjacent to the Tecumseh Soccer Fields plus 4 parking stalls dedicated to Library staff located on the south side of the library building. While these areas currently have general signage indicating that parking is for Library staff and patrons, the signs are faded, and the signs do not correspond to each specific parking stall identified in the Lease Agreement.

A review of current Traffic By-Law 2001-36 indicates that the by-law does not provide for enforcement of violations relating to parking in no parking zones in parking lots owned by the Town of Tecumseh. This means that there is currently no specified offence and no related fine and/or penalty for violations thereof.

To address these concerns raised by Council Resolution RCM 156/24, Traffic By-Law 2001-36 would need to be amended to include offences relating to no parking areas and/or parking areas for restricted uses at Town owned parking lots at its facilities and parks. Further, to support enforceability fines and/or penalties will need to be

designated and improved in the by-law so that tickets can be issued if necessary for non-compliance.

Administration recommends that Traffic By-Law 2001-36 be amended as follows:

Section 5 Parking and Stopping Restrictions

(e) Parking Prohibited Where Authorized Sign is on Display

Where an Authorized Sign is on display, no person shall Park a Vehicle at any time in the following places:

(xiv) in any Town owned parking lot associated with a Town facility, park or other property as identified, may be amended from time to time at the discretion of the Municipality.

Every person who contravenes any of the provisions of Section 5 (e) (xiv) would be guilty of an offence and subject to such fines and/or penalties as may be proscribed in the By-law.

It is anticipated that the By-law as amended will identify the appropriate fine amount under the Provincial Offences Act together with a proposed penalty amount under the Town's Administrative Monetary Penalty System ("AMPS"). It is anticipated that the Traffic by-law as amended will be brought under the jurisdiction of the Town's AMPS in early 2025.

With respect to next steps Administration will review enhanced signage at the subject location and will further come back with the subject proposed amendment to the Traffic By-law in September 2024.

Once adopted it is anticipated that short form wording to allow for the issuance of a Provincial Offences Act ticket could take approximately three months to obtain judicial approval and, as referenced above, the use of the Town's AMPS as an alternative enforcement option for the Traffic By-law is expected to be transitioned in early 2025.

On approval of amendments per above, enforceability will be possible.

Please keep in mind that The Town will only be able to respond to requests for enforcement based on a vehicle license plate registration protocol to be established by the Essex County Library. On receipt and approval of that protocol, the Town will install appropriate signage. Per current practice, all enforcement will be conducted by the Ontario Provincial Police.

Consultations

Community Safety
Legislative Services & Clerk
Essex County Library

Financial Implications

The estimated cost for new signage is \$10,000 to \$15,000 which includes the signs, the metal posts and installation. These funds are not identified in any budgets. A funding source will need to be identified as part of the future meeting of Council when considering amendments to Traffic By-Law 2001-36.

Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input checked="" type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

Communications

Not applicable ☒

Website ☐ Social Media ☐ News Release ☐ Local Newspaper ☐

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Beth Gignac, BA Hons
Director Community & Recreation Services

Reviewed by:

Robert Auger, LL.B.
Deputy Clerk & Manager Legislative Services

Recommended by:

Brian Hillman, MA, MCIP, RPP
Director Development Services and Acting Chief Administrative Officer

Attachment Number	Attachment Name
None	None